

44

Notice of Allowability	Application No.	Applicant(s)	
	10/652,073	OBARA ET AL.	
	Examiner	Art Unit	
	Elizabeth Ivey	1775	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--
 All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 22 September 2005.
2. ☒ The allowed claim(s) is/are 1-9.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
 - * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

- Attachment(s)**
- | | |
|---|---|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date <u>2 December 2003</u> | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

DETAILED ACTION

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

IN THE CLAIMS

Claim 9 line 1 delete "id" and insert therefore --is--.

Authorization for this examiner's amendment was given in a telephone interview with Corwin Umbach on November 3, 2005.

Allowable Subject Matter

Claims 1-9 are allowed. The following is an examiner's statement of reasons for allowance: U.S. Patent 6,300,707 to Takehana et al and U.S. Patent 4,454,443 to Lukaszek et al. were found to be the closest prior art. U.S. Patent 6,300,707 to Takehana et al discloses an AT

Art Unit: 1775

cut crystal unit in a discoidal shape having excitation electrodes formed on both major surfaces (column 1 lines 36-40) and further discloses end surfaces on opposite points of the periphery at which the discoid is held so that favorable oscillation characteristics can be achieved without inhibiting oscillation displacement of the major surfaces (column 2 lines 2-5). Takehana also discloses that this invention is applicable to a quartz unit for general use (column 4 lines 50-56) and that the quartz blank may be of SC cut but does not disclose or render obvious an IT cut crystal having the specific limitations of claim 1. U.S. Patent 4,454,443 to Lukaszek et al. discloses an IT cut crystals of angular and truncated discoidal shape (figures 3-15) having specific predetermined orientation (columns 8 and 9 claims 1, 7 and 18). Lukaszek discloses pairs of mounting surfaces opposite and parallel to each other. Lukaszek does not disclose or render obvious an IT cut crystal having the specific limitations of claim 1. Prior art of record does not disclose or render obvious first to fourth positions specifically defined on a peripheral region with the first position defined as in an angular range of $18^{\circ} \pm 18^{\circ}$ from a Z-axis, the second position defined as in an angular range of $198^{\circ} \pm 18^{\circ}$ from a Z-axis, the third position defined as in an angular range of $108^{\circ} \pm 18^{\circ}$ from a Z-axis and the fourth position defined as in an angular range of $288^{\circ} \pm 18^{\circ}$ from a Z-axis on the surface of the crystal blank.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

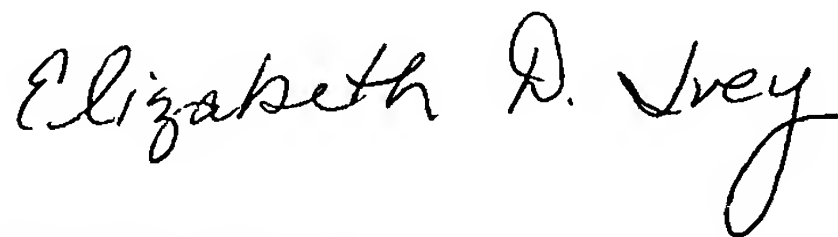
Art Unit: 1775

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Elizabeth Ivey whose telephone number is (571) 272-8432. The examiner can normally be reached on 7:00- 4:30 M-Th and 7:00-3:30 alt. Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Deborah Jones can be reached on (571)272-1535. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Elizabeth D. Ivey



DEBORAH JONES
SUPERVISORY PATENT EXAMINER